IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 3172 of 2007(C)

AGAINST THE ORDER DATED / / IN AA 18/2003 IN AA.72/1996 of APPELLATE AUTHORITY (LR), ATTINGAL
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PETITIONER:

NALINAKSHI LEELA,
KUNNUVILA PUTHEN VEETIL,
THOZHICHAL DESOM, THIRUVALLOM VILLAGE.

BY ADV. SRI.J.HARIKUMAR
SRI.HARIKUMAR.S.

RESPONDENTS:
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1. **MEENAKSHI NAGAMMA,**
   THOTTATHUVILATHU VEEDU, AVADUTHURA DESOM,
   KOTTUKAL VILLAGE.

2. **NAGAMMA SYAMALA DEVI OF -DO--DO-**

3. **UPENDRA PANICKER SUGATHAN OF -DO- -DO-.**

4. **NAGAMMA REMA DEVI OF -DO- -DO-.**

5. **LEELA NISA, KUNNUVILA PUTHEN VEETIL,**
   THOZHICHAL DESOM, THIRUVALLOM VILLAGE.

6. **LEELA ASA OF -DO- -DO-.**

7. **LEEALA LISA OF -DO- -DO-.**

8. **LEELA RESMI OF -DO- -DO-.**

9. **APPI AMMA VALLIAMMA, KUNNUVILA**
   PUTHEN VEEDU, THOZHIOHAL DESOM,
   THIRUVALLOM VILLAGE.

10. VALLIAMMA PANKAJAKSHY OF -DO- -DO-.

11. VALLIAMMA AMBUJAKSHY OF -DO- -DO-.

12. VELAYUDHAN SADASIVAN OF -DO- -DO-

13. VALLAIAMMA THANKAMMA OF -DO- -DO-.

14. VELAYUDHAN SIVASANKARAN OF -DO- -DO-

15. VELAYUDHAN SIVADASAN OF -DO- -DO-.

16. SIVASANKARAN HARIGOPAN OF -DO- -DO-.

17. PANKAJAKSHI RAJESWARI OF -DO- -DO-.

18. RAJESWERI BINDHU OF -DO- -DO-.

19. RAJESWERI BEENA, OF -DO- -DO-.

20. PANKAJAKSHI GIRIJA OF -DO- -DO-.

21. RAJENDRAN RENJU OF -DO- -DO-.

22. PANKAJAKSHI USHA DEVI OF -DO- -DO-.

23. PANKAJAKSHI PRASANNAKUMARI OF -DO- -DO-

24. PANKAJAKSHI LATHA OF -DO- -DO-.

25. AMBUJAKSHI CHANDRALEKHAKUMARI OF -DO- -DO-.

26. GANGADHARAN SUNILKUMAR OF -DO- -DO-.

27. DAMODARAN SABU MOHAN OF -DO- -DO-.

28. DAMODARAN SURESH KUMAR OF -DO- -DO-.

29. THANKAMMA SEETHAKUMARI OF -DO- -DO-.

30. DAMODARAN SATHINKUMAR OF -DO- -DO-.

31. DAMODARAN SUTHI OF -DO- -DO-.

32. THE APPELLATE AUTHORITY (LR), ALAPPUZHA.

R32 BY GOVERNMENT PLEADER SRI. MOHANAN V.T.K.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 3172 OF 2007

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Dated this the 30th day of January, 2007.

J U D G M E N T

Heard the learned Government Pleader. Also heard the writ petitioner. The prayer in the writ petition is seeking a direction to the Appellate Authority, Alappuzha to hear and dispose of A.A.18/03 pending before the said authority. A perusal of the documents produced would show that even the appellate fight has started as early as in 1996 and the case file is being transferred from one Appellate Authority to other Appellate Authority, most probably on account of the abolition of the authorities. The writ petitioner is legitimately entitled to get a disposal of his appeal which was filed as early as in 1996. No notice to respondents is necessary in this case. Therefore, the writ petition is allowed and a direction is given to the Appellate Authority, Alappuzha to dispose of the matter within a period of 3 months from the date of receipt of a copy of this judgment. The Registry is directed to send a copy of this judgment to the Appellate Authority, Alappuzha.

It is made clear that the Appellate Authority should give notice of hearing to the appellant in this case before hearing and disposal of the matter.

M.N. KRISHNAN, JUDGE.

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